

REMARKS

Reconsideration of the present application is respectfully requested. Claims 1-33 were previously canceled. In this amendment, no claims have been canceled, claims 34, 35, 37, 38 and 41-62 have been amended, and claims 63-67 are newly added. No new matter has been added.

Summary of Office Action

Claims 34-62 stand rejected for obviousness-type double-patenting based on the parent patent, U.S. Patent no. 6,728,268. Claims 34-62 further stand rejected under 35 U.S.C. § 102(e) based on U.S. Patent no. 5,901,156 of Botzenhardt et al. ("Botzenhardt").

Response to Office Action

The amendments to the claims are made only to place the claims in what Applicant considers to be better form, *not* in response to the Office Action or to comply with any statutory requirement of patentability. No amendment is believed to be necessitated by the present Office Action.

Obviousness-type Double-Patenting Rejection

Submitted with this response is a terminal disclaimer, which Applicant believes overcomes the obviousness-type double-patenting rejection.

Prior Art Rejection

Applicant respectfully traverses the prior art rejection. The amendments to the claims are made only to place the claims in what Applicant considers to be better form, *not* in response to the rejection.

Claim 34 recites the limitation, “communicating information between *Internet protocol (IP)* hosts over a controller area network (CAN) bus within a vehicle *by encapsulating an IP message* in a CAN protocol message to create a CAN/IP message.” Botzenhardt does not disclose, mention or even hint at the use of *Internet protocol (IP)*, much less the use of IP in relation to a CAN bus, or the idea of enabling *IP* hosts to communicate on a CAN bus. Botzenhardt further does not disclose or suggest *encapsulating an IP message* in a CAN protocol message. Hence, assuming *arguendo* Botzenhardt discloses a CAN bus and CAN protocol messaging (which Applicant does not concede), Botzenhardt still does not come close to anticipating the invention of claim 1 or rendering it obvious. For at least these reasons, therefore, claim 1 and all claims which depend on it are patentable over the cited art.

All of Applicant's other independent claims also include limitations that relate to IP, similar to those discussed above. Therefore, all of Applicant's other independent and all claims which depend on them are patentable over the cited art, at least for reasons similar to those discussed above.

Dependent Claims

In view of the above remarks, a specific discussion of the dependent claims is considered to be unnecessary. Therefore, Applicants' silence regarding any dependent

claim is not to be interpreted as agreement with, or acquiescence to, the rejection of such claim or as waiving any argument regarding that claim.

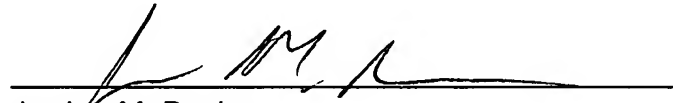
Conclusion

For the foregoing reasons, the present application is believed to be in condition for allowance, and such action is earnestly requested.

If there are any additional charges/credits, please charge/credit our deposit account no. 02-2666.

Respectfully submitted,
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